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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91172497
Party	Plaintiff Johnson & Johnson
Correspondence Address	Mary Pat A. Weyback Drinker Biddle & Reath LLP 1500 K Street, N.W., Suite 1100 Washington, DC 20005-1209 UNITED STATES norm.st.landau@dbr.com
Submission	Motion for Sanctions
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Date	12/28/2007
Attachments	0124_001.pdf (3 pages)(56316 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

<u>JOHNSON & JOHNSON,</u>	:	
Opposer,	:	
v.	:	Opposition No. 91-172,497
MICHAEL F. BRICE,	:	
<u>Applicant.</u>	:	

**OPPOSER'S MOTION FOR ENTRY OF
SANCTIONS AND JUDGMENT IN ITS FAVOR**

Opposer, Johnson & Johnson, pursuant to Trademark Rule 2.120(g), 37 C.F.R. § 2.120(g), hereby moves for the entry of sanctions in the form of judgment in its favor against Applicant, Michael F. Brice.

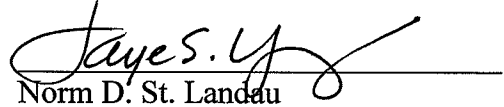
The Trademark Trial and Appeal Board's (the "Board's") November 26, 2007 Order granted Opposer's Motion to Compel Discovery and permitted Applicant thirty (30) days to provide complete responses to Opposer's interrogatories and document requests. As of the filing date of this motion, December 28, 2007, Applicant has not served its discovery responses on Opposer. Therefore, per the Board's November 26, 2007 Order, the entry of sanctions against Applicant in the form of judgment in Opposer's favor is proper.

In view of the foregoing, Opposer respectfully requests that the Board enter judgment in Opposer's favor, with prejudice.

(signature block on next page)

Respectfully submitted,

JOHNSON & JOHNSON

A handwritten signature in cursive script, appearing to read "Jaye S. Yung", is written over a horizontal line.

Norm D. St. Landau

Jaye S. Yung*

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Counsel for Opposer

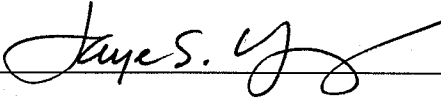
* Admitted in New York only.

Supervised by principals of the firm.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing MOTION FOR ENTRY OF SANCTIONS AND JUDGMENT IN OPPOSER'S FAVOR was served on counsel for Applicant this 28th day of December, 2007 via First Class Mail to:

Joseph W. Colaianni, Esq.
Patton Boggs LLP
2550 M Street, N.W.
Suite 500
Washington, DC 20037-1350

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